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Attorneys for Plaintiff

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BILLINGS DIVISION

HARDY CONSTRUCTION CO., a
Montana Corporation,

Plaintiff,

-VS-

CONTINENTAL WESTERN
INSURANCE COMPANY,

Defendant.

Case No. CV 14-139-BLG-SPW-CSO

**STIPULATION FOR
DISMISSAL WITHOUT
PREJUDICE
PURSUANT TO
FED.R.CIV.P. 41(A)(1)(A)(II)**

IT IS HEREBY STIPULATED AND AGREED by and through the
undersigned attorneys for Plaintiff Hardy Construction Co. and the

Defendant herein, Continental Western Insurance Company, and pursuant to F.R.C.P. 41(a)(1)(A)(ii), the above-captioned action shall be dismissed without prejudice as to Plaintiff's claims against Defendant. The Parties agree that neither will attempt to offer into evidence during the course of any later proceedings and/or trial, the fact of this dismissal.

IT IS FURTHER STIPULATED that each party shall bear its own costs and fees.

Pursuant to L.R. 11.2(a), all signers below are registered ECF users and consent to the filing of this Stipulation.

DATED this 6th day of May, 2015.

MOULTON BELLINGHAM PC

By /s/ Afton E. Ball
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